

House Bill 616 (AS PASSED HOUSE AND SENATE)

By: Representative Lane of the 167th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to form a board of commissioners for the County of McIntosh, approved
2 February 26, 1876 (Ga. L. 1876, p. 2839), as amended, so as to provide for a county
3 manager; to provide for appointment; to provide for the duties, powers, and qualifications
4 of the county manager; to provide for vacancies in the office of county manager; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act to form a board of commissioners for the County of McIntosh, approved February
9 26, 1876 (Ga. L. 1876, p. 2839), as amended, is amended by adding a new section to read as
10 follows:

11 "SECTION 3.1.

12 (a) Pursuant to Code Section 36-5-22 of the Official Code of Georgia Annotated, there is
13 created the office of county manager for McIntosh County. The county manager shall be
14 the chief administrative officer and head of the administrative branch of the county
15 government. The county manager shall be responsible for the efficient administration of
16 all county departments.

17 (b) The county manager shall be appointed by a majority vote of the board of
18 commissioners of McIntosh County who shall determine and prescribe his or her
19 compensation and term of office. Said board of commissioners may contract with the
20 county manager on such terms as it may deem reasonable and prudent. No member of the
21 board of commissioners shall be appointed county manager on either a permanent or
22 interim basis during the term of office for which he or she is elected or for a period of one
23 year after terminating his or her office as a commissioner of McIntosh County.

24 (c) The county manager shall devote all of his or her working time and attention to the
25 affairs of the county and shall be responsible to the board of commissioners for the efficient

1 administration of all of the affairs of the county over which the county manager has
2 jurisdiction. The powers and duties of the county manager shall be:

- 3 (1) To see that all laws, county codes, and ordinances are enforced;
- 4 (2) To appoint all department heads with the approval of the board of commissioners;
- 5 (3) To appoint and remove all subordinate officers and employees in all departments;
- 6 (4) To exercise control over all departments and divisions created therein or which may
7 hereafter be created by the board of commissioners;
- 8 (5) To attend all meetings of the board of commissioners with the right to take part in all
9 discussions but having no vote;
- 10 (6) To recommend to the board of commissioners such measures for adoption which he
11 or she may deem necessary and expedient;
- 12 (7) To prepare and submit to the board of commissioners an annual budget;
- 13 (8) To keep the board of commissioners fully advised as to the financial condition and
14 needs of the county;
- 15 (9) To supervise and direct the official conduct of all county officers and employees
16 except as otherwise provided in this Act;
- 17 (10) To supervise the performance of all contracts made by any person for work done for
18 the county, to make all purchases of materials and supplies for the county, and to see that
19 the same are received as contracted for; and
- 20 (11) To perform such other duties as may be prescribed in this Act or required of the
21 county manager by ordinance or resolution of the board of commissioners.

22 (d) The county manager shall not have administrative or supervisory authority over the
23 employees of the elected county officers of McIntosh County unless the board of
24 commissioners of McIntosh County by ordinance implements a civil service system for
25 county employees pursuant to the provisions of Code Section 36-1-21 of the O.C.G.A. and
26 such county officer chooses to opt into the civil service system pursuant to the provisions
27 of subsection (b) of Code Section 36-1-21 of the O.C.G.A.

28 (e) In the event of a vacancy in the office of county manager, the board of commissioners
29 shall expeditiously proceed with due diligence to appoint an interim county manager. In
30 no such event shall the board of commissioners allow the office of county manager to
31 remain vacant for a period in excess of four weeks from the date said office became vacant.
32 Specifically, the board of commissioners shall, at the least, fill any vacancy in the office
33 of county manager with an interim county manager within four weeks from the date of
34 vacancy. Furthermore, the board of commissioners shall advertise for the permanent
35 position of county manager at the first opportunity upon vacancy of the office of county
36 manager."

1

SECTION 2.

2

All laws and parts of laws in conflict with this Act are repealed.